

**ORIGINAL**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

(14)  
3-23-01  
SC

**BRADY L. DAVIS,****Plaintiff****v.****FOX, et al.,****Defendants****No. 1:CV-00-0490****(Judge Rambo)****(Jury Trial Demand)****FILED  
HARRISBURG****MAR 22 2001**

**MARY E. D'ANDREA, CLERK**  
Per   
**DEPUTY CLERK**

**MOTION TO COMPEL PLAINTIFF TO RESPOND TO INTERROGATORIES**

Officer Fox, Officer Zielinski, Officer Henning, Hearing Examiner Breon, Hearing Examiner Maresca, K. Tripp, Kandis Dascani, Jack Sommers, Michael Corbacio, Unit Manager Grover, Superintendent Gillis, Chief Hearing Examiner Robert S. Bitner (defendants), through their attorneys, hereby respectfully move the Court pursuant to Fed.R.Civ.P. 37, to order Brady L. Davis, the plaintiff, who is an inmate confined at the State Correctional Institution at Coal Township, to answer defendants' interrogatories. Defendants state the following in support of their motion.

1. On August 2, 2000, defendants' attorney served plaintiff with eighteen (18) interrogatories and a request for the production of documents.
2. According to Fed.R.Civ.P. 33(b)(3) and 34(b), plaintiff's responses to these requests were due on or before September 1, 2000.
3. Defendants have no record of receiving any responses to these interrogatories or document requests.
4. On February 14, 2001, defendants wrote a letter to plaintiff stating that they had not received responses to their requests. Defendants enclosed a copy of the original

interrogatories and document requests and directed plaintiff to answer such by March 16, 2001 or they would seek sanctions pursuant to Fed.R.Civ.P. 37. (Exhibit A).


5. As of this date, Plaintiff has not responded to defendants eighteen (18) interrogatories.
6. Plaintiff has responded to the request for documents.
7. Defendants have not attempted to confer with plaintiff in this matter, outside of their February 14, 2001 letter, because plaintiff is a *pro se* prisoner.

**WHEREFORE**, the Court should order plaintiff to answer the interrogatories served by defendants in this case.

Respectfully submitted,

D. MICHAEL FISHER  
Attorney General

BY:

  
**LINDA S. LLOYD**  
Deputy Attorney General  
ID No. 66720

SUSAN FORNEY  
Chief Deputy Attorney General  
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Date: March 22, 2001


IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

BRADY L. DAVIS,	:	
Plaintiff	:	No. 1:CV-00-0490
	:	
v.	:	(Judge Rambo)
	:	
FOX, et al.,	:	(Jury Trial Demanded)
Defendants	:	

CERTIFICATE OF SERVICE

AND NOW, this 22<sup>nd</sup> day of March, 2001, I, LINDA S. LLOYD, Deputy Attorney General, counsel for defendants in the above-captioned action, hereby certify that on this day I served the foregoing **Motion to Compel Plaintiff to Respond to Interrogatories** by causing a copy of it to be deposited in the United States mail, postage prepaid, at Harrisburg, Pennsylvania, addressed to the following:

Brady L. Davis, BX-3685  
SCI-Coal Township  
1 Kelley Drive  
Coal Township, PA 17866

  
LINDA S. LLOYD  
Deputy Attorney General

DATE: March 22, 2001